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Attorneys for Plaintiffs  
ALLERGAN USA, INC. and  
ALLERGAN INDUSTRIE, SAS

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

ALLERGAN USA, INC. and  
ALLERGAN INDUSTRIE, SAS,

Plaintiffs,

v.

MEDICIS AESTHETICS, INC.,  
MEDICIS PHARMACEUTICAL CORP.,  
VALEANT PHARMACEUTICALS  
NORTH AMERICA LLC,  
VALEANT PHARMACEUTICALS  
INTERNATIONAL, VALEANT  
PHARMACEUTICALS  
INTERNATIONAL, INC., AND  
GALDERMA LABORATORIES, L.P.

Defendants.

Case No. SACV13-01436 AG (JPRx)

**DECLARATION OF CRAIG E.  
COUNTRYMAN IN SUPPORT OF  
PLAINTIFFS' MEMORANDUM IN  
SUPPORT OF THEIR MOTION TO  
STRIKE**

1 I, Craig E. Countryman, declare as follows:

2 1. I am an attorney at Fish & Richardson P.C., and have been admitted in  
3 the above-captioned litigation as counsel for Plaintiffs Allergan USA, Inc., and  
4 Allergan Industrie, SAS (“Allergan”).

5 2. Attached hereto as Exhibit 1 is a true and correct copy of Defendants’  
6 Final Invalidity Contentions, served February 17, 2015.

7 3. Attached hereto as Exhibit 2 is a true and correct copy of excerpts from  
8 Defendants’ ’475 Patent Obviousness Claim Chart from their Final Invalidity  
9 Contentions, served February 17, 2015.

10 4. Attached hereto as Exhibit 3 is a true and correct copy of excerpts from  
11 the Expert Report of Glenn D. Prestwich, Ph.D. (and some of the exhibits to that  
12 report), dated February 17, 2015.

13 5. Attached hereto as Exhibit 4 is a true and correct copy of Beasley, et  
14 al., *Hyaluronic Acid Fillers: A Comprehensive Review*, Facial Plastic Surg 2009;  
15 25(2):86-94, bearing production numbers of VAL0059968-59976.

16 6. Attached hereto as Exhibit 5 is a true and correct copy of excerpts from  
17 the Rebuttal Report of Mark S. Nestor, M.D., Ph.D., dated March 23, 2015.

18 7. Attached hereto as Exhibit 6 is a true and correct copy of *Lidocaine*  
19 *combined with dermal beauty fillers reduces injection discomfort*, available at  
20 [http://www.news-medical.net/news/20090831/Lidocaine-combined-with-dermal-](http://www.news-medical.net/news/20090831/Lidocaine-combined-with-dermal-beauty-fillers-reduces-injection-discomfort.aspx)  
21 [beauty-fillers-reduces-injection-discomfort.aspx](http://www.news-medical.net/news/20090831/Lidocaine-combined-with-dermal-beauty-fillers-reduces-injection-discomfort.aspx).

22 8. Attached hereto as Exhibit 7 is a true and correct copy of email  
23 correspondence between Plaintiffs’ counsel and Defendants’ counsel, dated March  
24 25-26, 2015.

25 9. Attached hereto as Exhibit 8 is a true and correct copy of Plaintiffs’  
26 Responses and Objections to Defendants’ First Set of Requests for Admission to  
27

1 Plaintiffs' Allergan USA, Inc. and Allergan Industrie, SAS (Nos. 1-11), served  
2 February 17, 2015.

3 10. Attached hereto as Exhibit 9 is a true and correct copy of  
4 correspondence from Defendants' counsel to Plaintiffs' counsel, dated April 2,  
5 2015.

6 11. Attached hereto as Exhibit 10 is a true and correct copy of excerpts  
7 from the laboratory notebook of Samuel Molliard, bearing bates numbers  
8 AGNHA\_T00188334 and AGNHA\_T00188451.

9 12. Attached hereto as Exhibit 11 is a true and correct copy of Plaintiffs'  
10 First Supplemental Responses and Objections to Defendants' Interrogatory No. 3,  
11 served January 6, 2015.

12 I declare under penalty of perjury of the laws of the United States that the  
13 foregoing is true and correct.

14 Executed on May 4, 2015 at San Diego, California.

15  
16 FISH & RICHARDSON P.C.

17  
18 By: /s/ Craig E. Countryman  
19 Craig E. Countryman

20  
21 Attorneys for Plaintiffs  
22 ALLERGAN USA, INC. AND  
23 ALLERGAN INDUSTRIE, SAS  
24  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on May 4, 2014 to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system per Civil Local Rule 5.4. Any other counsel of record will be served by electronic mail, facsimile and/or overnight delivery.

/s/ Craig E. Countryman  
Craig E. Countryman